

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re Terrorist Attacks on September 11, 2001

03 MDL 1570 (GBD) (SN)
ECF Case

This document relates to: *Estate of John P. O'Neill, Sr., et al. v. The Republic of Iraq, et al.*, 04-cv-1076 (GBD)(SN)

MOTION TO ADD ADDITIONAL PLAINTIFFS AGAINST THE TALIBAN

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law and Declaration of Jerry S. Goldman, Esq., along with the exhibit attached thereto, the O'Neill Plaintiffs, Plaintiffs added pursuant to the Court's May 4, 2022, June 15, 2022, June 28, 2022, and August 30, 2022 Orders (ECF Nos. 7949, 8111, 8150, and 8473), and proposed Additional Plaintiffs in the above-captioned matter, by and through their counsel, respectfully move that this Court:

1. Order that the underlying complaint is deemed amended to add the eight (8) plaintiffs listed in Appendix 1 starting at number 3,131 ("Additional Plaintiffs") as plaintiffs against the Taliban;
2. Order that the amendment supplements by incorporation into, but does not displace, the underlying complaint;
3. Order that prior service, orders, and judgments entered in the case remain in effect as to all parties;
4. Order that all parties are bound by all prior rulings made in this case, including the Court's prior order on service by publication, ECF Nos. 445, 488;
5. Order that Case Management Order #2, ECF No. 247, ¶ 12 applies to Additional Plaintiffs such that re-service of the Taliban is not required;

6. Order that Additional Plaintiffs shall file the Fifth Amended First Consolidated Complaint (*see* Exhibit A to the Declaration of Jerry S. Goldman, Esq.) as a stand-alone document within one week of this Order; and

7. Granting such other and further relief that the Court deems just and proper.

Dated: New York, New York
October 28, 2022

Respectfully submitted,

/s/ Jerry S. Goldman

ANDERSON KILL P.C.

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